IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELLATE SIDE
Writ Petition No.2230 of 2005

Shri Rajmohammad Ibrahim Shaikh — Petitioner
Vs.
Shri Salim Ibrahim Nadaf & ors. — Respondents

Ms.Smita Mane h/f.Mr.P.B.Shah for petitioner.
Mr.A.M.Kulkarni for Resp.Nos.1 to 5 & 7.

CORAM: B.H.MARLAPALLE,J.

August 10, 2006.

P.C.

. Heard Ms.Mane, the learned counsel for the petitioner and Mr.Kulkarni, the learned counsel for the respondent nos.1 to 5 and 7. This petition filed under Article 227 of the Constitution impugns the order dated 13/12/2004 passed by the 2nd Addl. District Judge at Sangli thereby rejecting Misc.Civil Application No.25 of 2004 which was filed for restoration of Misc. Civil Appeal No.144 of 1999 which was dismissed in default on 19/12/2003.

. Admittedly the order of injunction passed by the learned Jt.Civil Judge, Junior Division at Sangli while allowing the application at Exhibit 5 filed in RCS No.274 of 1999 has been operating for the last about seven years and, therefore, it would be in the interest of both the parties that the pending suit is

decided expeditiously and preferably within a fixed period in accordance with law.

. Hence the petition is disposed off by directing that RCS No.274 of 1999 be heard and decided on its own merits as expeditiously as possible and preferably by 31st December 2006.

(B.H.MARLAPALLE,J.)